

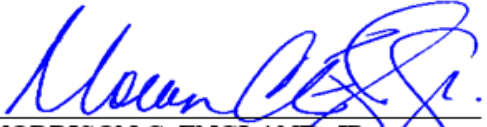
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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations issued October 24, 2018 (ECF No. 41) are ADOPTED in full;
2. Defendants' motion to dismiss (ECF No. 20) is DENIED without prejudice to the assertion of any defenses on a motion for summary judgment.

IT IS SO ORDERED.

Dated: January 2, 2019


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE